

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ERSTE-SPARINVEST  
KAPITALANLAGEGESELLSCHAFT  
m.b.H., Derivatively on Behalf  
of TELIK, INC.,

Plaintiff,

v.

MICHAEL M. WICK,  
CYNTHIA M. BUTITTA,  
MARC L. STEUER,  
EDWARD W. CANTRALL,  
ROBERT W. FRICK,  
STEVEN R. GOLDRING,  
MARY ANN GRAY,  
RICHARD B. NEWMAN,  
STEFAN RYSER,  
REINALDO F. GOMEZ,  
GAIL L. BROWN,  
and HERWIG VON MORZE,

Defendants,

and

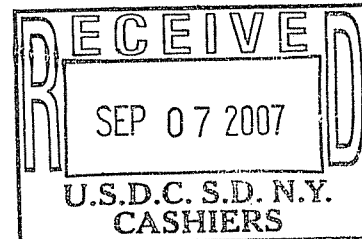
TELIK, INC.

Nominal Defendant.

**Judge Pauley**

**07 CIV 7881**

**RULE 7.1 STATEMENT**



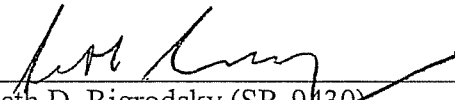
Pursuant to Federal Rule of Civil Procedure 7.1 [formerly Local General Rule 1.9] and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for Erste-SparInvest Kapitalanlagegesellschaft m.b.H. ("Erste-SparInvest") (a private non-governmental party) certifies that the following are corporate parents, affiliates and/or subsidiaries of said party, which are publicly held.

1. Erste-Bank der österreichischen Sparkassen AG, which is publicly held, is Erste-SparInvest's main corporate parent.

Dated: September 6, 2007

Respectfully submitted,

**RIGRODSKY & LONG, P.A.**

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-- and --

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